



GAIL FARBER, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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June 2, 2009

IN REPLY PLEASE

REFER TO FILE: **AS-0**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**AMENDMENT OF CONTRACT FOR EAST COUNTY
MEDIANS - LANDSCAPE AND MEDIAN MAINTENANCE SERVICES
IN THE UNINCORPORATED AREA OF VALINDA AND THE CITY OF WEST COVINA
(SUPERVISORIAL DISTRICTS 1, 4, AND 5)
(3 VOTES)**

SUBJECT

This action is to approve expanding the landscape and median maintenance service area for the East County Medians – Landscape and Median Maintenance Services Contract in the unincorporated area of Valinda and the City of West Covina to include the Amar Road medians between Aileron Avenue and Brentwood Drive.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the work continues to be categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that these services continue to be more economically performed by an independent contractor than by County employees.
3. Approve the Amendment 1 to Contract No. 76403 with Azteca Landscape, located in Ontario, California, for East County Medians - Landscape and Median Maintenance Services to expand the level of service commencing upon your Board's approval at an additional amount of \$16,423 for the current contract term, to increase the annual not-to-exceed amount from \$71,795 to \$88,218, and an additional annual amount of \$32,485 for the final optional renewal year to increase the annual not-to-exceed amount from \$71,795 to \$104,280.

4. Authorize the Director of Public Works or her designee to increase the annual contract amount up to an additional 10 percent of the annual contract sum for unforeseen, additional work within the scope of the contract, if required.
5. Authorize the Director of Public Works or her designee to execute the amendment and to approve and execute future amendments to incorporate necessary changes within the scope of work.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to expand the landscape and median maintenance service area in the unincorporated area of Valinda and the City of West Covina to include the Amar Road medians between Aileron Avenue and Brentwood Drive.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). Having a contractor that has the specialized expertise to provide these services accurately, efficiently, timely, responsively, and in a cost-effective manner will support the Department of Public Works (Public Works) in meeting these goals.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

Based on the contractor's quoted rate, the requested not-to-exceed increased annual contract amount of \$16,423 (prorated for the remainder of the first option year) for the current contract term will increase the annual not-to-exceed amount from \$71,795 to \$88,218, commencing upon your Board's approval, and \$32,485 (\$2,707 per month) for the subsequent, final option year to increase the annual not-to-exceed amount for the option year from \$71,795 to \$104,280, plus 10 percent contingency for unforeseen, additional work within the scope of work of the contract, if required.

Funding for the amended contract is available in the Fiscal Year 2008-09 Road Fund Budget. Funding to finance the contract's remaining option year for the contract amounts and 10 percent additional funding for contingencies are included in the Fiscal Year 2009-10 Proposed Road Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The Amendment 1 to Contract No. 76403 for East County Medians – Landscape and Median Maintenance Services, which will be substantially the same as reflected in the attached form (Attachment A), will continue the contract's current terms, specifications, and conditions. Prior to the Director of Public Works or her designee executing this amendment, the contractor will sign and County Counsel will review it as to form.

On December 4, 2007, Agenda Item 37, your Board approved this contract for an initial one-year period with two 1-year renewal options, for a total contract period of three years, commencing on December 4, 2007, to December 3, 2010.

Using methodology approved by the Auditor-Controller, Public Works has calculated the cost-effectiveness of contracting for these services. Based on the cost calculations, Public Works has determined that these services continue to be more economically performed by an independent contractor than by County employees.

Since this is a Proposition A contract, Public Works has determined that the contractor continues to comply with the requirements of the Living Wage Program (Los Angeles County Code, Chapter 2.201) and agrees to continue to pay its full-time employees providing County services a living wage.

ENVIRONMENTAL DOCUMENTATION

These services continue to be categorically exempt from the provisions of the California Environmental Quality Act (CEQA). These services are within a class of projects that has been determined not to have a significant effect on the environment in that it meets the criteria set forth in Section 15301 (h) of CEQA because it involves the maintenance of existing landscaping.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

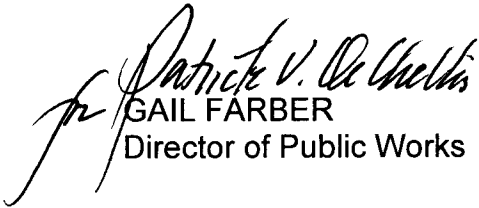
Approval of the amendment will continue the current contract services and expand the service area as shown in Attachment B.

The Honorable Board of Supervisors
June 2, 2009
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CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Administrative Services Division.

Respectfully submitted,


GAIL FARBER
Director of Public Works

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Attachments (2)

c: Chief Executive Office (Lari Sheehan)
County Counsel
Executive Office
Office of Affirmative Action Compliance

AMENDMENT 1 TO CONTRACT NO. 76403

EAST COUNTY MEDIANS - LANDSCAPE AND MEDIAN MAINTENANCE SERVICES

THIS AMENDMENT, made and entered into this ____ day of _____, 2009, by and between the COUNTY OF LOS ANGELES, a subdivision of the State of California, a body corporate and politic (hereinafter referred to as COUNTY) and AZTECA LANDSCAPE, a corporation (hereinafter referred to as CONTRACTOR).

WITNESSETH

WHEREAS, Contract No. 76403 was entered into between the COUNTY and the CONTRACTOR, on December 4, 2007, to provide landscape and median maintenance services for a period of one year with two 1-year renewal options; and

WHEREAS, in accordance with the Contract's Exhibit B, Service Contract General Requirements, Section 2.A, Amendments, the COUNTY desires to extend the service area to include the Amar Road Medians between Aileron Avenue and Brentwood Drive; and

WHEREAS, the CONTRACTOR is willing to perform landscape and median maintenance services in the extended service area under all terms as set forth in Contract No. 76403.

NOW, THEREFORE, in consideration of these facts and payment to be made by the COUNTY, the COUNTY and the CONTRACTOR agree that Contract No. 76403 between them shall be amended as follows:

FIRST: The Contract is hereby amended to provide that the CONTRACTOR shall perform landscape and median maintenance services for the following additional extended service area, commencing upon Board approval through December 3, 2010, as reflected in Attachment A, Exhibit E.1, List of Service Locations:

- Amar Road Medians between Aileron Avenue and Brentwood Drive

SECOND: The monthly cost for providing landscape and median maintenance services for the additional extended areas will be \$2,707 per month, increasing the annual not-to-exceed amount from \$71,795 to \$88,218 (prorated for the remainder of the first option year) for the current contract term, and from \$71,795 to \$104,280 for the subsequent and final option year.

THIRD: This Contract's LW-8, Cost Methodology, is reflected in Attachment A for the extended service area.

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FOURTH: The following Attachment B has been incorporated into the contract listing the service location:

- **East County Medians – Landscape and Median Maintenance List of Service Locations**

FIFTH: Except as modified by this AMENDMENT, all other terms, conditions, requirements, and specifications of this Contract shall remain in full force and effect.

[illegible]

IN WITNESS WHEREOF, the COUNTY has, by order of its Board of Supervisors, caused these presents to be subscribed by the Director of Public Works, and the CONTRACTOR has subscribed its name by and through its duly authorized officers, as of the day, month, and year first written above.

COUNTY OF LOS ANGELES

By _____
Director of Public Works

APPROVED AS TO FORM:

ROBERT E. KALUNIAN
Acting County Counsel

By _____
Deputy

AZTECA LANDSCAPE

By _____
Its President

Type or Print Name

By _____
Its Secretary

Type or Print Name

COST METHODOLOGY FOR CONTRACT: AMAR ROAD MEDIANS between Aileron Ave. and Brentwood Dr.

PROPOSER: Azteca Landscape

POSITION/TITLE (LIST EACH EMPLOYEE SEPARATELY)	HOURS PER DAY							HOURS PER WEEK	ANNUAL HOURS	HOURLY WAGE RATE	ANNUAL COST
	SUN	MON	TUE	WED	THU	FRI	SAT				
Maintenance Supervisor		2				2		4	208	18.00	3,744.00
Maintenance Gardner II/Irrigation Tech				8				8	416	14.00	5,824.00
Maintenance Foreman/Gardener II		4	4			4		12	524	11.84	7,388.16
										\$	
										\$	
										\$	
										\$	
										\$	
										\$	
										\$	
Comments/Notes:									Total Annual Salaries		\$ 16,956.16
								(1) Vacations, Sick Leave, Holiday			\$ 625.15
								(2) Health Insurance **			0
								(3) Payroll Taxes & Workers' Compensation			2,712.99
								(4) Welfare and Pension			\$
								Total Annual Employee Benefits (1+2+3+4)			\$ 3,338.14
								(5) Equipment Costs			1,935.00
								(6) Service and Supply Costs			1,850.07
								(7) General and Administrative Costs			4,759.88
								(8) Profit			3,645.75
								Total Annual Other Costs (5+6+7+8)			\$ 12,190.70
								** TOTAL ANNUAL PRICE			\$ 32,485.00

• All employees shown must be **FULL-TIME** employees of the proposer, unless exemption to use Part-Time employees has been granted by the County. Minimum cost for health insurance is \$4,440/year if health insurance exists in the community.

— Multiple cost for health insurance is \$1.14/hour if hourly wage rate is between \$8.32 and \$9.46, unless exemption from Living Wage requirements has been granted by the County.

This amount shall be equal to the Total Amount shown on PW-2, Schedule of Prices.

**EAST COUNTY MEDIANS – LANDSCAPE AND MEDIAN MAINTENANCE
LIST OF SERVICE LOCATIONS**

LOCATION	LIMITS	DESCRIPTION	THOMAS GUIDE
GRAND AVENUE MEDIANS	HOLT AV. TO WALNUT CITY LINE	TREES, BUSHES, & GRASS	599-D7, 639-D1,E1,E2,E3
BARRANCA AVENUE MEDIANS	HOLLYVALE ST. TO NEWBURGH ST.	TREES & BUSHES	569-C6,C7 599-C1, C2
HARBOR BOULEVARD MEDIANS	PATHFINDER RD. TO ORANGE CO. LIMIT	TREES & PLANTS	708-J1,H2,G3
NOGALES STREET MEDIANS	COLIMA RD. TO PATHFINDER RD.	TREES AND PLANTS	679-B6,C6
FAIRWAY DRIVE MEDIANS	WALNUT DR. TO COLIMA RD.	TREES AND PLANTS	679-E4
AMAR ROAD MEDIANS	AILERON AVE. TO BRENTWOOD DR.	TREES AND PLANTS	638-E5,F5,G5,H5